

FISCAL NOTE

HB 1407 - SB 1685

February 27, 2001

SUMMARY OF BILL:

- Deletes the requirement that a person convicted of refusing to submit to a blood alcohol content test be afforded the opportunity for a hearing prior to the suspension of their driver license.
- Requires proof of financial responsibility before issuance of all restricted driver licenses. Current law only requires proof of financial responsibility when issuing a restricted license after a DUI conviction.
- Provides for the suspension of the driver license of commercial drivers who violate railroad highway grade crossing laws or regulations. Specifies such suspension shall be for not less than 60 days for a first conviction, not less than 120 days for a second conviction within three years of the first conviction, and one year for a third conviction within three years of the first conviction.
- Specifies that failure of a commercial motor vehicle operator to slow down and check that a railroad highway grade crossing is clear of an approaching train, failure to stop before reaching the crossing if the tracks are not clear, failure to have sufficient space to drive completely through the crossing without stopping, and failure to negotiate a crossing because of insufficient undercarriage clearance are Class C misdemeanors punishable by fine only.

ESTIMATED FISCAL IMPACT:

Increase State Revenues - Less than \$50,000

**Increase State Expenditures - Not Significant - Recurring
\$50,000 One-Time**

Increase Local Govt. Revenues - Not Significant

Estimate assumes:

- the state will experience an increase in revenues from reinstatement fees on approximately 300 commercial driver license suspensions. The reinstatement fee for each suspension would be \$100.
- local governments will experience an increase in revenues from fines levied and collected for violations of railroad highway grade crossing laws. This increase depends on the number of convictions for such violations and is estimated to be not significant.
- a recurring increase in state expenditures for processing additional license suspensions estimated to be not significant.
- a one-time increase in state expenditures of \$50,000 for computer system changes.

CERTIFICATION:

This is to duly certify that the information contained herein is true and correct to the best of my knowledge.

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A handwritten signature in black ink, reading "James A. Davenport". The signature is fluid and cursive, with the first letters of the first and last names being capitalized and prominent.

James A. Davenport, Executive Director